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6 UNITED STATE DISTRICT COURT
7
8 NORTHERN DISTRICT OF CALIFORNIA

9 ERIK ESTAVILLO,
10
11 Plaintiff,

12 vs.

13 SENATOR DAVE CORTESE, COUNTRY
14 CLUB VILLA APARTMENTS

15 Defendants.
16
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CASE NO. 5:23-cv-04032-VKD

MOTION FOR DEFAULT
JUDGEMENT

Judge: Hon. Virginia K.
Demarchi

18 Plaintiff, Erik Estavillo, in pro se, respectfully moves this Honorable Court for entry of
19 default judgment against Defendants, Senator Dave Cortese and Country Club Villa
20 Apartments, for the reasons set forth below:
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- 22 1. On August 9th, 2023, Plaintiff filed Complaint against Defendants in the United
23 States District Court – Northern District of California, alleging the Defendants
24 violated plaintiff's civil rights protected under the American with Disabilities Act
25 Title III.
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2 2. Defendants were properly served with a copy of the complaint and summons on
3 September 21st, 2023 by US Marshals but have failed to file an answer or even provide a
4 proposed answer on the due date and/or otherwise defend their case.

5 3. As a result, Defendants are in default and the Plaintiff is entitled to have judgment
6 ruled in his favor in accordance to what he is seeking in Prayer for relief.

7 4. The Complainant is willing to seek being compensated for even just 1/10 portion of their
8 monetarily and punitive damages and/or any other relief the Court deems just and proper.
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10 WHEREFORE, Plaintiff respectfully requests this Honorable Court enter default judgment
11 against Defendant in the amount of \$1,000,000 and award any other relief deemed just and
12 proper.
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15 Respectfully submitted,
16 Erik Estavillo

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